

**UNITED STATES DEPARTMENT OF THE INTERIOR
National Park Service
North Cascades National Park Service Complex
Non-Profit - Special Use Permit**

1. Permit Holder		Park Alpha Code:	PWR-NOCA-CUA-5300-570
Name			
Mayor Ray Stephanson		Type of Use:	Commercial Services
Organization			
City of Everett Parks & Community Service		Date Authorization Approved:	May 11, 2017
Address			
802 E. Mukilteo Blvd			
Everett, WA	98203	Reviewed:	May 11, 2017
Telephone Number	Fax Number	Expires:	December 31, 2018
1-425-257-8369	1-425-257-8374		

2. The holder is hereby authorized to use the following described land or facilities in the above named area for the purpose of: Providing commercial hiking, backpacking, mountaineering, and/or paddling guide services within North Cascades National Park Service Complex.

The area must be restored to its original condition at the end of the authorization.

3. The authorization begins at	12:01am	(am/pm) on	May 11,	(Month/Day/Year).
			2017	

4. The authorization expires at	12:00am	(am/pm) on	December 31,	(Month/Day/Year).
			2018	

5. SUMMARY OF AUTHORIZED ACTIVITY: (see attached sheets for additional information and conditions)

<input checked="" type="checkbox"/>	Out-of-Park: The commercial services described above must originate and terminate outside of the boundaries of the park area. This permit does not authorize the holder to advertise, solicit business, collect fees, or sell any goods or services within the boundaries of the park area.
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<input type="checkbox"/>	In-Park: The commercial service described above must originate and be provided solely within the boundaries of the park area.
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6. Authorizing legislation or other authority:	Section 418, P.L. 105-391 (16 USC 5966)
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7. NEPA Compliance: CATEGORICALLY EXCLUDED	<input checked="" type="checkbox"/>	EA/FONSI	<input type="checkbox"/>	EIS	<input type="checkbox"/>	OTHER APPROVED PLANS	<input type="checkbox"/>
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8. APPLICATION FEE:	Received	<input checked="" type="checkbox"/>	Not Required	<input type="checkbox"/>	Amount	\$100.00
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9. LIABILITY INSURANCE:	Required	<input checked="" type="checkbox"/>	Not Required	<input type="checkbox"/>	Amount	See CUA condition #4
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10. COST RECOVERY:	Required	<input checked="" type="checkbox"/>	Not Required	<input type="checkbox"/>	Amount	\$150.00
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11. FACILITY USE FEE:	Required	<input type="checkbox"/>	Not Required	<input checked="" type="checkbox"/>	Amount	
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ISSUANCE of this authorization is subject to the conditions. The undersigned hereby accepts this authorization subject to the terms, covenants, obligations, and reservations, expressed or implied herein.

12. Signatures:

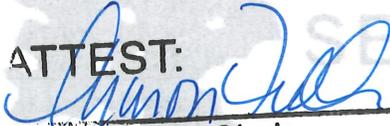
Authorization:			Mayor		7/12/2017
	Signature		Title		Date

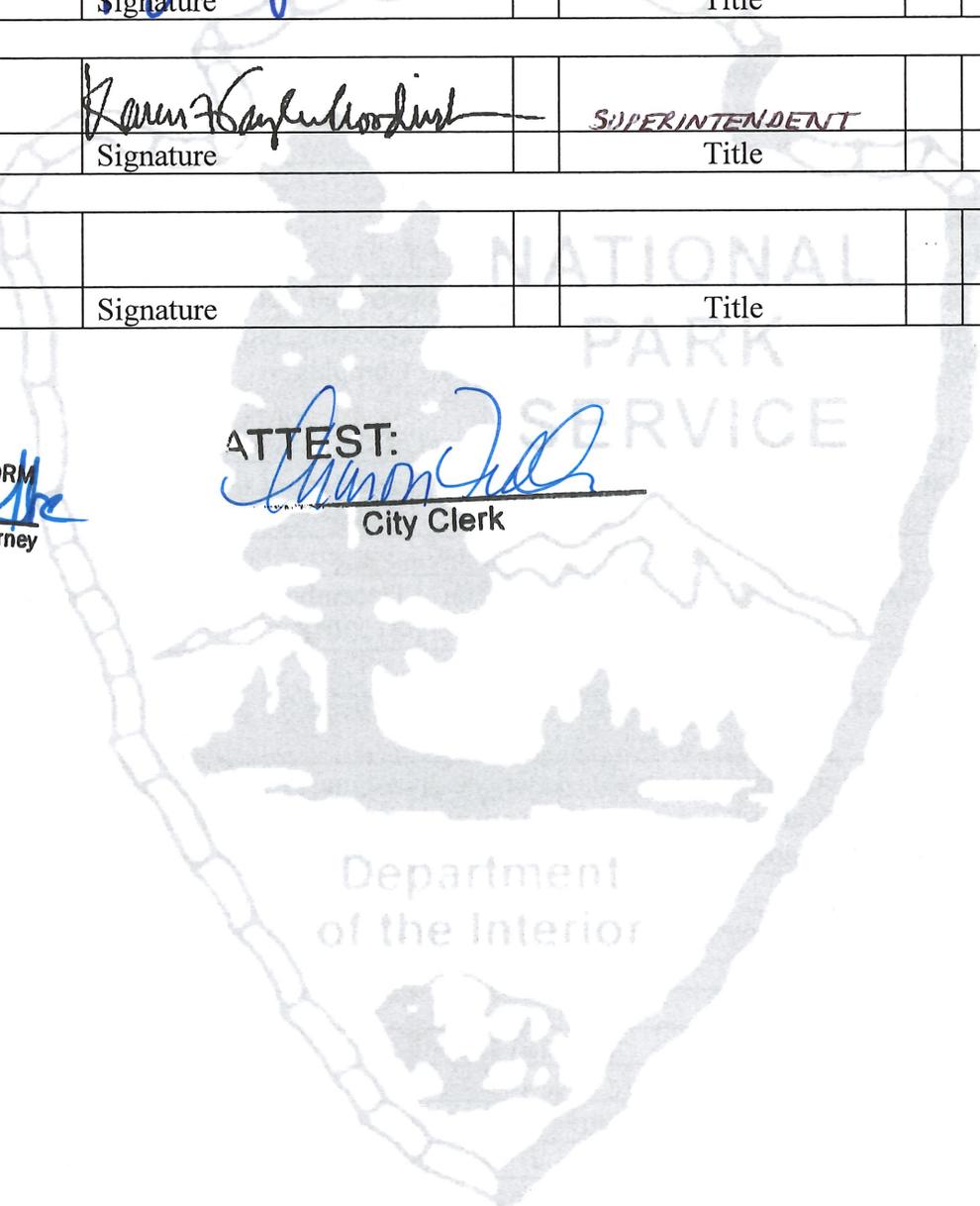
Authorizing NPS Official:			SUPERINTENDENT		7-14-17
	Signature		Title		Date

Authorizing NPS Official:					
(additional if required)	Signature		Title		Date

APPROVED AS TO FORM

JAMES D. ILES, City Attorney

ATTEST:

City Clerk



**Special Use Permit
FEE CALCULATION FORM**

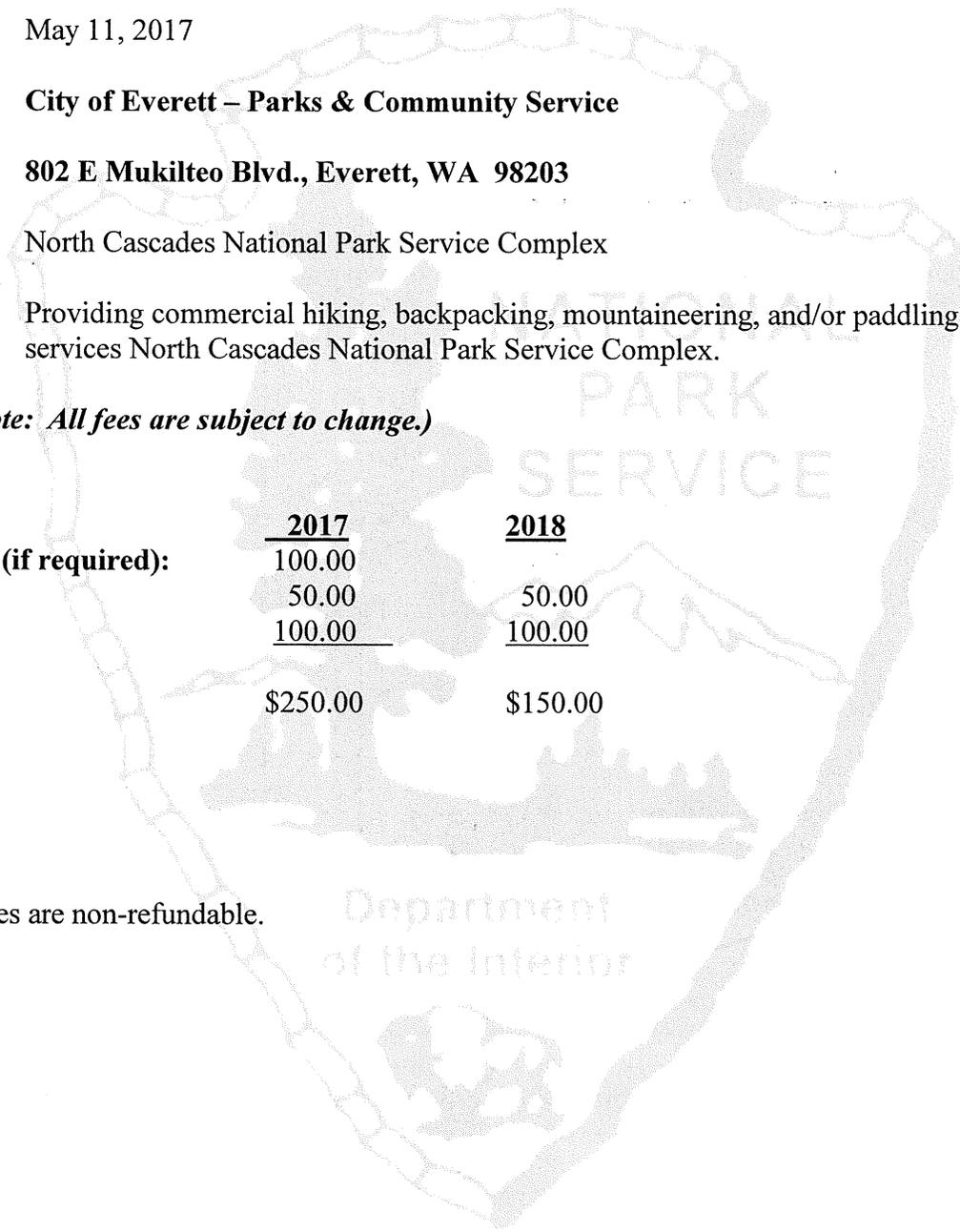
Date: May 11, 2017
Permittee: City of Everett – Parks & Community Service
Address: 802 E Mukilteo Blvd., Everett, WA 98203
Location: North Cascades National Park Service Complex
Purpose/Use: Providing commercial hiking, backpacking, mountaineering, and/or paddling guide services North Cascades National Park Service Complex.

Permit Fees: *(Note: All fees are subject to change.)*

Annual Fees:

	<u>2017</u>	<u>2018</u>
Application Fee* (if required):	100.00	
Monitoring:	50.00	50.00
Administration:	<u>100.00</u>	<u>100.00</u>
Total:	\$250.00	\$150.00

* Application Fees are non-refundable.



CONDITIONS OF THIS AUTHORIZATION

References in this document to “holder” shall mean the entity submitting the permit application and to whom, through this authorization, is granted the legal authorization to provide specific commercial services within the boundaries of North Cascades National Park Complex. Reference to “Superintendent” shall mean the Service Official executing this authorization and the term shall include his/her duly authorized representatives. Reference to “Service” herein shall mean the National Park Service, and “park” or “park complex” shall mean the North Cascades National Park Complex which includes North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area.

The following types of conditions, if checked, apply to the issuance of this authorization. A description of the activities to which the checked conditions apply is included within each activity-specific group of conditions. It is assumed that if the type of condition is not checked for this authorization, that the activities described within that special condition are not authorized under the scope of this authorization.

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✓ **NPS – Service-Wide Conditions**

These conditions apply to all commercial use authorizations and Special Use Permits in North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area regardless of activity.

1. The holder is prohibited from knowingly giving false information. To do so will be considered a breach of conditions and be grounds for revocation: [RE: 36 CFR 2.32(a)(3)].
2. The holder shall exercise this privilege subject to the supervision of the park area Superintendent. The holder shall comply with all applicable laws and regulations of the area and terms and conditions of the authorization. The holder must acquire all permits or licenses of State or local government, as applicable, necessary to provide the services described above, and, must operate in compliance with all applicable Federal, State, and local laws and regulations, including, without limitation, all applicable park area policies, procedures and regulations.
3. This authorization is issued upon the express condition that the United States, its agents and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, or death to any person or persons or property of any kind whatsoever, whether to the person or property of the (holder), its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this authorization or occasioned by any occupancy or use of said premises or any activity carried on by the (holder) in connection herewith, and the (holder) hereby covenants and agrees to indemnify, defend, save and hold harmless the United States, its agents, and employees from all liabilities, charges, expenses and costs on account of or by reason of any such injuries, deaths, liabilities, claims, suits or losses however occurring or damages growing out of the same.
4. The holder agrees to carry general liability ^{Self insured} insurance against claims occasioned by the action or omissions of the holder, its agents and employees in carrying out activities and operations under this authorization.
 - a. Such insurance shall be in the amount commensurate with the degree of risk and the scope and size of such activities authorized herein, but in any event, the limits of liability shall not be less than \$500,000 per occurrence covering both bodily injury and property damage. If claims reduce available insurance below the required per occurrence limits, the holder shall obtain additional insurance to restore the required limits. An umbrella or excess liability policy, in addition to a comprehensive general liability policy, may be used to achieve the required limits.
 - b. The policy shall be underwritten by a United States company naming the United States of America National Park Service, North Cascades National Park, 810 State Route 20, Sedro-Woolley, Washington 98284 as additional insured. Holder agrees to have on file with the park copies of the above insurance with the proper endorsements.
 - c. The holder agrees to comply with any revised insurance limits the Superintendent may require during the term of this authorization.
 - d. If transporting clients, the holder shall also obtain automobile liability insurance to cover all owned, non-owned, and hired vehicles.
 - e. The holder shall submit documentation of current valid State vehicular registration and insurance coverage for each vehicle used if the holder is transporting clients within North Cascades National Park Complex boundaries.
 - f. The holder shall provide the Superintendent with a Statement of Insurance and Certificate of Insurance at the inception of this authorization and annually thereafter, and shall provide the Superintendent thirty (30) days' advance written notice of any material change in the holder's insurance program hereunder.

5. Cost incurred by the park as a result of accepting and processing the application and managing and monitoring the authorization activity will be reimbursed by the holder. Administrative costs and estimated costs for activities on site must be paid when the authorization is approved. If any additional costs are incurred by the park, the holder will be billed at the conclusion of the authorization.
6. Neither Members of, nor Delegates to Congress, or Resident Commissioners shall be admitted to any share or part of this authorization or derive, either directly or indirectly, any pecuniary benefit to arise therefrom: Provided, however, that nothing herein contained shall be construed to extend to any incorporated company, if the authorization be for the benefit of such corporation.
7. This authorization may not be transferred or assigned without the written consent of the park area Superintendent.
8. This authorization may be terminated upon breach of any of the conditions herein or at the discretion of the park area Superintendent.
9. The holder is not entitled to any preference to renewal of this authorization except to the extent otherwise expressly provided by law. This authorization is not exclusive and is not a concession contract.
10. The holder shall not construct any structures, fixtures or improvements in the park area. The holder shall not engage in any groundbreaking activities without the express, written approval of the park area superintendent.
11. The holder is to provide the park area superintendent upon request (and, in any event, immediately after expiration of this authorization) a statement of its gross receipts from its activities under this authorization and any other specific information related to the holder's operations that the park area superintendent may request, including but not limited to, visitor use statistics and resource impact assessments.
12. The holder is to maintain an accounting system under which its accounts can be readily identified within its system of accounts classification. This accounting system must be capable of providing the information required by this authorization. The holder grants the United States of America and the General Accounting Office access to its books and records at any time for the purpose of determining compliance with the terms and conditions of this authorization.
13. Executive Order 13658 – establishing a Minimum Wage for Contractors, and its implementing regulations, including the applicable contract clause, are incorporated by reference into this contract as if fully set forth in this contract. The applicable contract clause is available at <https://federalregister.gov/a/2014-235233>.

✓ **North Cascades National Park Complex – Special Park Conditions**

These conditions apply to all commercial use authorizations and Special Use Permits in North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area regardless of activity.

1. The holder shall pay the United States for any damage resulting from this use which would not reasonably be inherent in the use which the holder is authorized to make of the land described in this authorization.
2. During the performance of this authorization, the holder agrees that it will not discriminate against any person because of race, color, religion, sex or national origin. The holder will take affirmative action to ensure that applicants are employed without regard to their race, color, religion, sex, or national origin.
3. Nothing herein contained shall be construed as binding the Service to expend in any one fiscal year any sum in excess of appropriations made by Congress or administratively allocated for the purpose of this Agreement for the fiscal year, or to involve the Service in any contract or

- other obligations for the further expenditure of money in excess of such appropriations or allocations.
4. Under this CUA, the holder must not collect any fees, or sell any goods or services on lands owned and controlled by the United States.
 5. This authorization shall not be construed as limiting the obligation of the Superintendent to issue similar authorizations at the request of all other persons seeking to conduct the same or similar activities in the area.
 6. The commercial services authorized under this Permit are to be provided to park area visitors at reasonable rates and under operating conditions satisfactory to the park area superintendent.
 - a. The rates of the holder will not be subject to approval by the National Park Service. Specific laws and regulations guiding visitor use in North Cascades National Park Complex are outlined in the Superintendent's Compendium, which is periodically updated.
 - b. The holder is responsible for knowing and complying with the most current form of these regulations which can be found on the park complex's website at <http://www.nps.gov/noca/parkmgmt/lawsandpolicies.htm>.
 7. It is the holder's responsibility to obtain prior approval from landowners and/or other county, state or federal agencies for access to or across lands adjacent to the park complex.
 8. The authorization shall be finalized prior to initiation of the scheduled activity. Holder shall ensure that each of their employees understands, the conditions and stipulations for operating in the park, as outlined in the Permit.
 9. The holder is subject to field monitoring inspections to ensure compliance with all authorization conditions. Monitoring reports may cover the following areas: understanding of wilderness values and designation; Leave No Trace; safety; and park regulations. The holder is responsible for ensuring that both the guide and the clients can demonstrate understanding of these topics, with the goal that clients returning to the park or similar area on their own should have a basic knowledge of the resources and stewardship of wilderness areas.
 10. Accidents involving personal injury, motor vehicle accidents, or threatening incidents involving wildlife must be reported as soon as possible to the nearest ranger station, which will ensure the proper individuals and Superintendent are notified. [36 CFR 2.33, 4.4]
 11. The holder may be responsible for reimbursing the park complex for the costs of any search and rescue efforts of evacuation of sick or injured members of the holder's group.

✓ **Park Conditions for All Guided Services**

These conditions apply to all uses associated with guiding services in the park complex such as those activities associated with hiking, backpacking, stock use, mountaineering, sport climbing, paddling, and rafting.

1. The National Park Service reserves the right to close areas, trails, or structures within the park complex due to safety or resource concerns. Holders are responsible for checking with the Wilderness Information Center on trail and facility conditions, access, and closures and for being knowledgeable about the types of hazards that might normally be encountered along a trail (for example, water crossings, snow, etc.).
2. The holder shall leave all area(s) authorized to be used under the terms of this authorization in substantially the same condition as it was prior to the activities authorized by this authorization. This includes, but is not limited to, the following:
 - a. All refuse must be placed in trash containers or removed and disposed of in approved containers.
 - b. Ground disturbance and the collection of natural or cultural materials from the park complex are prohibited.

- c. Brushing designated trails or cross country routes, or activities associated with the removal or destruction of vegetation, is prohibited.
3. The holder's guides and all clients shall comply with "Leave No Trace" principles as outlined by the Wilderness Trip Planner, available at any ranger station or via the park's website. A list of the principles is attached to this authorization as Appendix A.
4. A list of guides participating in commercial trips in the park complex along with copies of current CPR and First Aid cards for each guide must be submitted to the park complex before the first field trip operations begin in the spring. The permit holder shall update this list as additional guides are hired. A Food Handlers permit is required if holder and/or guides prepare food for clients. If food is never prepared for clients a letter stating this is required.
5. All fishing and hunting activities require adherence to Washington State law. The holder is responsible for ensuring their clients obtain a valid state fishing/hunting license and adhere to all regulations concerning seasons, gear, and catch. Please consult the current Washington State fishing and hunting regulations pamphlets for information specific to the waters/area your group will be fishing/hunting.

Park Conditions for Hiking

Hiking activities related to these special conditions include:

- Parking vehicles at designated trailheads during daylight hours.
- Day-use hiking (and associated activities completed to assure human health and safety) on all designated trails.
- Eating food at designated picnic areas and/or campsites.
- Tent or RV camping at frontcountry campgrounds.
- Providing environmental education/instruction within the designated trail and campground network.

Additional requirements:

1. In compliance with the 1964 Wilderness Act, this authorization does not permit the use of motorized equipment or vehicles or the installation of structures in wilderness areas.
2. The holder is responsible for knowing the wilderness boundaries in the park complex.
3. Day hiking trips are authorized only on designated trails, as delineated on the current Wilderness Trip Planner map, available at nps.gov/noca or any ranger station.
4. Each separate trip must have a trip leader.
5. All trips shall include a maximum of 12 persons (guides and clients combined) on designated trails. A map of designated trails can be found online at nps.gov/noca or by picking up a copy of the Wilderness Trip Planner map, available at any visitor contact station. If the total number of clients and guides exceeds 12, the group must divide into separate groups of 12 or less, each with its own trip leader, and hike on separate trails. Hiking on the same trail at the same time is prohibited. Groups may cross paths travelling in opposite directions, but may not gather together while in the wilderness.

Park Conditions for Backpacking

Backpacking activities related to these special conditions include:

- Parking vehicles at designated trailheads - for day and overnight use.
- Hiking (and associated activities for the purposes of human health and safety) on all designated trails and in all cross country zones within the guidelines of the backcountry permit system.
- Eating meals and building campfires (as authorized by the backcountry permit system).
- Storing food overnight in the backcountry as authorized by the backcountry permit system.

- Overnight tent camping in designated campsites and in cross country zones as permitted by the backcountry permit system.
- Providing environmental education/instruction.

Additional Requirements:

NOTE: All special park conditions related to hiking apply to backpacking as well.

1. Backpacking trips are authorized on designated trails and within cross country zones as delineated on the current Wilderness Trip Planner map, available at www.nps.gov/noca or any ranger station.
2. All trips shall include a maximum of 12 persons (guides and clients combined) on designated trails and cross country I zones, and a maximum of 6 persons in cross-country II zones. A map of designated trails and cross country zone locations can be found online at www.nps.gov/noca or by picking up a copy of the Wilderness Trip Planner map, available at any visitor contact station. If the total number of clients and guides exceeds 12 (6 if not on a designated trail or within cross country I zones), the group must divide into separate groups of 12 (or 6) or less, each with its own trip leader, and hike and camp in separate areas. Hiking or camping in the same area at the same time is prohibited. Groups may cross paths travelling in opposite directions, but may not gather together while in the wilderness.
3. All overnight use in the backcountry of the park complex requires a backcountry permit. The holder, via the holder's guide, must be issued a National Park Service backcountry permit prior to each overnight trip. This permit must be obtained by the trip leader at the appropriate issuing station no earlier than the day before the group's entry into the backcountry.
4. The holder's guide must identify him/herself as the leader of a commercial group while obtaining a permit. Permits must be picked up by the guide who will be in the field, and must indicate the appropriate total party size (guides and clients included). Backcountry permits are not transferrable.
5. The guide is responsible for ensuring that his/her group understands and abides by all conditions of the backcountry permit, including those conditions related to group size, food storage, campfires, waste disposal, and all other regulations and Leave No Trace camping practices (Appendix A).
6. If the holder's group exits the backcountry earlier than stated on the permit itinerary, the guide must notify the Wilderness Information Center so that the permit slots may be made available to other visitors.
7. The holder may participate in the optional fee-supported advance reservation system allowed for commercial users in recognition of their need to plan staffing and advertise in advance of trips. Reservations can only be made during specific time periods, and not all campsites are reservable. The National Park Service reserves the right to limit use in certain high traffic areas of the park complex or during weekend or holiday periods. Contact the concessions office for the current reservation system guidelines.



Park Conditions for Mountaineering

Mountaineering activities related to these special conditions include:

- All activities associated with hiking and backpacking.
- Mountaineering/climbing across a variety of terrain.

Additional Requirements:

NOTE: All special park conditions related to hiking and backpacking apply to mountaineering as well.

1. In order to preserve a wilderness experience that reflects a traditional style of mountaineering in a range that has changed little since Fred Beckey made first ascents of now-popular peaks,

park management maintains a “temporary anchors only” policy. This asks that climbers do not place bolts (even hand drilled) and continue using temporary or removable anchors for belay and rappel stations. If leaving webbing for a rappel anchor, pack out ratty webbing so that the webbing does not accumulate.

2. The holder is responsible for ensuring clients dispose of waste properly, particularly in areas of the park complex above snow or organic soil, including providing for a way for the group to pack out human waste if no toilet exists and there is no organic soil in which to dig a cathole.
3. The holder is responsible for adhering to all food storage requirements, above and below treeline, as spelled out by the backcountry permit, in order to ensure that wildlife does not become habituated to humans and their food.
4. Brushing, trimming, or any other activity associated with the removal or destruction of vegetation along the approach routes to climbing camps and routes is prohibited [CFR 36, 2.1a]. Guides should expect and be prepared for a higher degree of challenge on climbing routes and other non-designated trail areas, and prepare their clients appropriately.

Park Conditions for Sport Climbing

Sport climbing activities related to these special conditions include:

- Guiding sport climbers in the NPS established Climbing Management Areas (CMAs) in the Skagit Gorge from Newhalem to Diablo in accordance with sport climbing policies outlined in the Ross Lake NRA GMP.
- Activities associated with stewardship of CMAs.

Additional Requirements:

1. All sport climbing associated with this permit shall be limited to Climbing Management Areas (CMAs) s designated in the Superintendent’s Compendium within the Skagit Gorge from Newhalem to Diablo within Ross Lake National Recreation Area. This permit does not allow for any sport climbing elsewhere.
2. All sport climbing authorized under this permit must be in accordance with sport climbing policies outlined in the Ross Lake National Recreation Area General Management Plan which is available at <http://parkplanning.nps.gov/documentsList.cfm?projectID=16940>. The policies specific to sport climbing within this document are attached to this permit as Appendix B.
3. The NPS also prohibits intentional physical manipulation of the landscape in CMAs, including scrubbing of lichen, moss, and vegetation; movement of rocks and debris (such as terracing); and harm to cultural resources that exceeds de-minimis impact, in accordance with 36 CFR 2.1 (a) Preservation of natural, cultural, and archeological resources and other regulations.

Park Conditions for Paddling

Paddling activities related to these special conditions include the use of any non-motorized boat on Gorge, Diablo, and Ross Lakes in Ross Lake National Recreation Area and on Lake Chelan in Lake Chelan National Recreation Area.

Additional Requirements:

1. A trip leader/guide shall accompany each separate commercially guided trip.
2. Life jackets shall be worn by all boat operators and passengers while on watercraft.
3. No watercraft shall carry more than a safe capacity load, in persons or total weight, taking into consideration water and weather conditions, type of craft, and intended use area.
4. All watercraft used under this authorization shall have self-rescue capabilities.
5. To prevent the spread of Zebra Mussels, Quagga Mussels, and New Zealand Mud Snails, all watercraft that have been used outside of Washington must be thoroughly washed, drained,

and allowed to completely dry for at least 5 days prior to launching. The holder must remove all dirt, plant and animal material, and grit from the boat, oars, paddles and propellers, and the holder must drain and dry all live wells, bilge areas or other standing water.

Park Conditions for Rafting

This authorization allows the holder to provide the following commercial services within North Cascades National Park Complex, including Ross Lake National Recreation Area and Lake Chelan National Recreation Area:

- Guiding rafting/boating tours for the general public within the navigable waters of the Skagit and Stehekin Rivers.
- Unattended property at launch and/or take-out sites along the Skagit and Stehekin Rivers: Property including vehicles, trailers, rafts, and equipment may not be left overnight on NPS property except in campsites procured in accordance with campground rules.
- Launching and taking out rafts and/or kayaks into and out of the Skagit River or Stehekin River at designated sites. For rafting access on the Skagit River, the holder will launch vessels at the Goodell launch and take out in designated take-out sites. Access to the river from State Route 20 is prohibited at any other location.
- Stopping and parking vessels at Damnation Creek along the Skagit River and Harlequin Bridge along the Stehekin River during the guided tour. Stopping and pulling up to the shoreline at other points along the rivers will not be permitted except in an emergency.

Additional Requirements:

1. No trip shall be larger than a maximum of 45 persons including guides. The permit holder shall not guide more than 100 clients per day.
2. The licensed Whitewater River Outfitter is responsible for ensuring each guide meets the state Certification Standards as specified in RCW 79A.60.430.
3. No vessel shall carry more than a safe capacity load, in persons or total weight, taking into consideration water and weather conditions, type of craft and intended use area.
4. All watercraft used under this authorization shall have self-rescue capabilities.
5. For all rafting trips on the Skagit River, permit holders shall register in the self-registration box at the Goodell launch site prior to launching on each trip. Each guide's scouting trip without clients required by RCW 79A.60.430(2)(c) will be clearly indicated on the self-registration rafting permit.
6. Skagit River rafting permit holders must conduct a pre-trip briefing at Goodell which addresses relevant safety and minimum impact topics.
7. If any article lost by another party is found by a permit holder on the Skagit/Stehekin River or in the complex, it shall be given to a park ranger or a ranger station notified of its location.
8. To prevent the spread of Zebra Mussels, Quagga Mussels, and New Zealand Mud Snails, all motorized and non-motorized watercraft that have been used outside of Washington must be thoroughly washed, drained, and allowed to completely dry for at least 5 days prior to launching. The holder must remove all dirt, plant and animal material, and grit from the boat, oars, paddles and propellers, and the holder must drain and dry all live wells, bilge areas or other standing water. It's essential that the watercraft must be allowed to dry for at least 5 days.
9. The holder shall take adequate measures, as directed and approved by the Superintendent, to prevent soil erosion on lands covered hereby and shall so utilize such lands as not to contribute to erosion on adjoining lands.
10. Permittee is responsible for following the current laws and rules for WHITEWATER RIVER RUNNING –in the state of Washington. Those laws include:
 - a. RCW 79A.60: Regulation of recreational vessels. This includes, but not limited to:

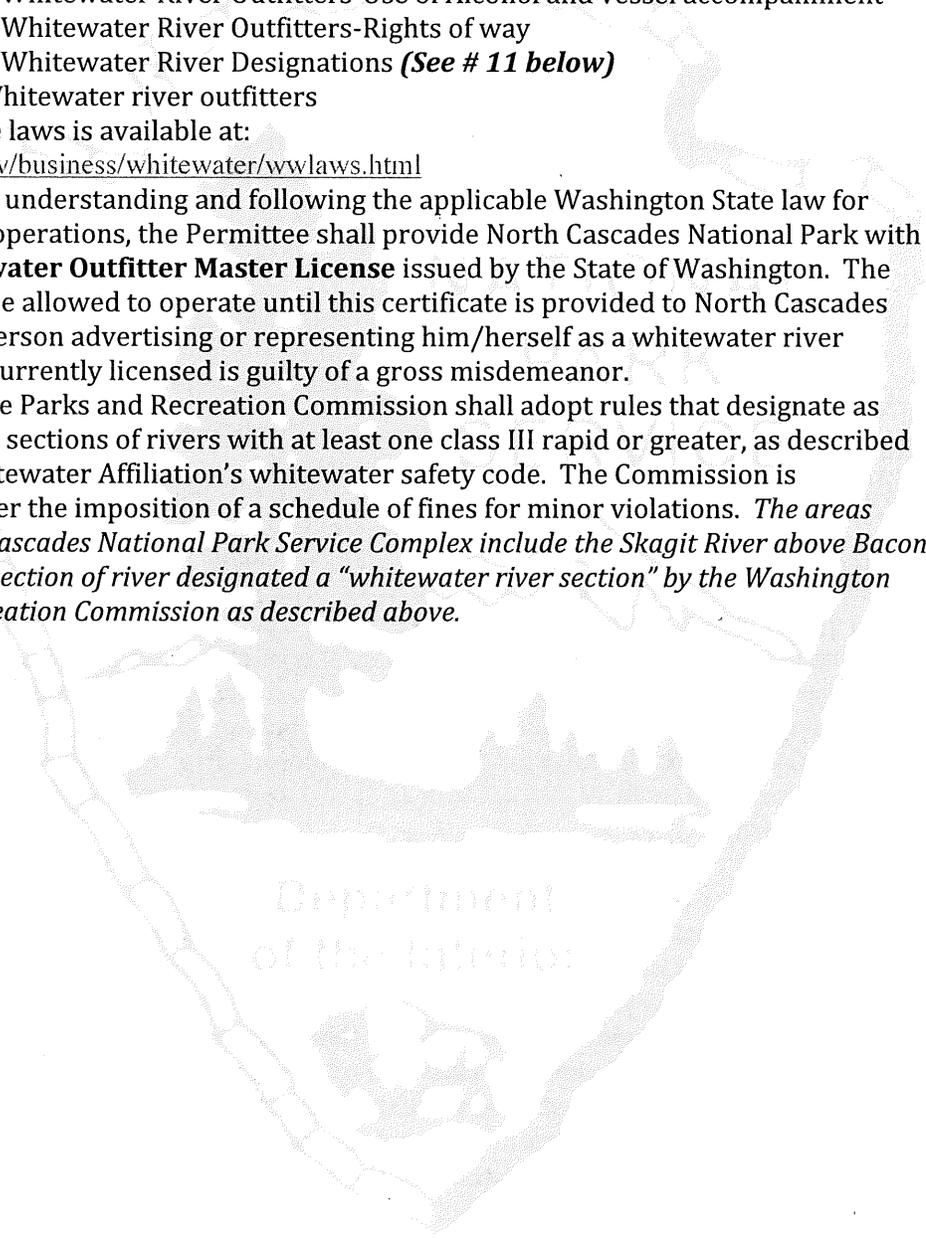
- 79A.60.030 - Operation of vessel in a negligent manner;
- 79A.60.080 - Failure to stop for a law enforcement officer;
- 79A.60.100 - Chapter to supplement federal law;
- 79A.60-140 - Personal Floatation Devices – Inspection and Approval
- 79A.60.400 - Vessels carrying passengers for hire on whitewater rivers-purpose
- 79A.60.410 - Whitewater river outfitters license required
- 79A.60.420 - Whitewater river outfitters – conduct
- 79A.60.430 - Whitewater river outfitters-safety requirements
- 79A.60.440 - Whitewater River Outfitters-operation of vessel exemptions
- 79A.60.450 - Whitewater River Outfitters-Use of Alcohol and vessel accompaniment
- 79A.60.460 - Whitewater River Outfitters-Rights of way
- 79A.60.470 - Whitewater River Designations (**See # 11 below**)

b. WAC 308-312: Whitewater river outfitters

Information on these laws is available at:

<http://www.dol.wa.gov/business/whitewater/wwlaws.html>

11. In addition to clearly understanding and following the applicable Washington State law for Whitewater Rafting operations, the Permittee shall provide North Cascades National Park with a copy of the **Whitewater Outfitter Master License** issued by the State of Washington. The Permittee will NOT be allowed to operate until this certificate is provided to North Cascades National Park. Any person advertising or representing him/herself as a whitewater river outfitter who is not currently licensed is guilty of a gross misdemeanor.
12. The Washington State Parks and Recreation Commission shall adopt rules that designate as whitewater rivers all sections of rivers with at least one class III rapid or greater, as described in the American Whitewater Affiliation's whitewater safety code. The Commission is authorized to consider the imposition of a schedule of fines for minor violations. *The areas applicable to North Cascades National Park Service Complex include the Skagit River above Bacon Creek and any other section of river designated a "whitewater river section" by the Washington State Parks and Recreation Commission as described above.*



Department
of the Interior

Special Use Permit

EVERETT CITY COUNCIL AGENDA ITEM COVER SHEET

#17

PROJECT TITLE:

Special Use Permit between the National Park Service and the city of Everett to provide outdoor programs in the North Cascades National Park Service Complex

- Briefing
Proposed Action
Consent
Action
First Reading
Second Reading
Third Reading
Public Hearing

COUNCIL BILL #
Originating Department: Parks
Contact Person: Lori Cummings
Phone Number: 425-257-8353
FOR AGENDA OF: July 12, 2017

Initialed by:
Department Head
CAA
Council President

[Handwritten initials]

Location: North Cascades National Park Service Complex
Preceding Action:
Attachments: National Park Service Non-Profit Special Use Permit
Department(s) Approval: Parks, Legal, Admin

Table with 3 columns: Description, Amount, and Reference/Notes. Rows include Amount Budgeted (\$400.00), Expenditure Required (\$400.00), Budget Remaining, and Additional Required (-0-).

DETAILED SUMMARY STATEMENT:

The City of Everett Parks and Community Services Department has been providing programs within the North Cascades National Park Service complex for more than 10 years. The attached permit has indemnification language and therefore requires City Council approval.

The permit authorizes the City of Everett to provide outdoor programs within the North Cascades National Park Service complex. The permit fee is estimated to be \$250.00 for 2017 and \$150.00 for 2018. Participant fees cover the permit fee cost.

RECOMMENDATION (Exact action requested of Council):

Authorize the Mayor to sign the Special Use Permit between the National Park Service and the city of Everett to provide outdoor programs in the North Cascades National Park Service Complex.

Council Approver: D.P.
7-12-17

